

Chapter 384.

AN ACT to repeal section one hundred and seventy-one, article ninety-three, of the Code of Public General Laws, title "Testamentary Law," sub-title "Guardian and Ward," as amended by chapter four hundred and three of the acts of the General Assembly of Maryland, passed at the January session, eighteen hundred and seventy-two, and to enact the following in lieu thereof:

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That section one hundred and seventy-one, article ninety-three, of the Code of Public General Laws, title "Testamentary Law," sub-title "Guardian and Ward," as amended by chapter four hundred and three of the acts of the General Assembly of Maryland, passed at the January session, eighteen hundred and seventy-two, be and the same is hereby repealed, and the following enacted in lieu thereof:

Repealed and
enacted in lieu

171. They shall order the guardian who has received from any trustee of a court of equity any proceeds of real estate of his ward sold by such trustee, or the proceeds of the sale of leasehold estate of his ward sold by order of the Orphans' Court, or moneys belonging to his ward, to invest the same in mortgages on unencumbered real estate worth at least double the amount loaned, or such public stocks, permanent funds, or other good securities, to be selected by the said guardian, as will yield the highest rate of interest that can be reasonably had; and said investment shall be reported to the court for its approval before becoming permanent; and the increase or surplus interest of such investment, after what may be necessary for the maintenance and education of the ward, shall be invested in like manner under the direction and approval of the court; and no part of the principal shall be applied to the maintenance and education of the ward, when said principal consists of the proceeds of sale of real estate by a trustee, unless a court of equity shall so direct; nor in other cases shall the principal be so applied without the order

Order trustee
to invest.

Principal not
applied.